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2009 MAY 27 P 3:12

DISTRICT OF UTAH

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRENT BULLOCK and TAMMY
SHUMWAY,

Defendants.

CASE NO.: 2:08 CR 631 TC

SEALED

SUPERSEDING INDICTMENT

VIO. 16 U.S.C. § 470ee, 18 U.S.C. §§
641, 2

TRAFFICKING IN STOLEN
ARTIFACTS, THEFT OF
GOVERNMENT PROPERTY, AIDING
AND ABETTING, FORFEITURE

The Grand Jury charges:

COUNT 1

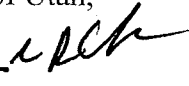
On or about July 25 2007, in the Central Division of the District of Utah,

BRENT BULLOCK and TAMMY SHUMWAY,

defendants herein, did knowingly offer to sell an archaeological resource, to wit: ceramic figurines which were excavated and removed from public lands in violation of Federal law, which resources were valued in excess of \$500, and did aid and abet therein, all in violation of 16 U.S.C. § 470ee and 18 U.S.C. § 2.

COUNT 2

On or about July 25, 2007, in the Central Division of the District of Utah,

BRENT BULLOCK and ~~TAMMY SHUMWAY~~, 

defendants herein, did receive, conceal, or retain with the intent to convert to their own use, property of the United States with a value of more than \$1,000 to wit: ceramic figurines, knowing that such property had been embezzled, stolen, purloined or converted, and did aid and abet therein, all in violation of 18 U.S.C. §§ 641 and 2.

COUNT 3

On or about July 26, 2007, in the Central Division of the District of Utah,

BRENT BULLOCK and TAMMY SHUMWAY,

defendants herein, did knowingly sell and offer to sell an archaeological resource, to wit: a blanket fragment, which was excavated and removed from public lands in violation of Federal law, which resource was valued in excess of \$500, and did aid and abet therein, all in violation of 16 U.S.C. § 470ee and 18 U.S.C. § 2.

COUNT 4

On or about July 26, 2007, in the Central Division of the District of Utah,

BRENT BULLOCK and TAMMY SHUMWAY,

defendants herein, did knowingly sell and offer to sell an archaeological resource, to wit: a fireboard, which was excavated and removed from public lands in violation of Federal law, which resource was valued in excess of \$500, and did aid and abet therein, all in violation of 16 U.S.C. § 470ee and 18 U.S.C. § 2.

COUNT 5

On or about July 26, 2007, in the Central Division of the District of Utah,

BRENT BULLOCK and TAMMY SHUMWAY,

defendants herein, did embezzle, steal, purloin and knowingly convert to their own use and sell, without authority, property of the United States with a value of more than \$1,000 to wit: a blanket fragment, fireboard and Tchamahia, belonging to the United States, and did aid and abet therein, all in violation of 18 U.S.C. §§ 641 and 2.

NOTICE OF INTENTION TO SEEK CRIMINAL FORFEITURE

As a result of committing the offenses alleged in Counts 1 through 5 of this Indictment, the Defendants shall forfeit to the United States pursuant to 16 U.S.C. §470gg(b) all archaeological resources with respect to which a violation of 16 U.S.C. § 470ee occurred and all vehicles and equipment of any person which were used in any manner or part to commit and facilitate the commission of such offense.

The defendants shall also forfeit to the United States pursuant to 18 U.S.C. §§ 981(a)(1)(C), 1956(c)(7)(D) and 28 U.S.C. § 2461 any property, real or personal, which constitutes or is derived from proceeds traceable to a violation of 18 U.S.C. § 641.

If any of the property described above, as a result of any act or omission of the Defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or


e. has been commingled with other property which cannot be divided without difficulty, the United States of America shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 982(b)(1) and 28 U.S.C. § 2461(c).

A TRUE BILL:



FOREPERSON OF THE GRAND JURY

BRETT L. TOLMAN
United States Attorney



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